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> Reply to Nashville Office

July 1, 2004

Chairman Deborah Taylor Tate Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, Tennessee 37243-0505

RE: Petition to Intervene: Docket No. 03-00329 & 04-00045

Dear Chairman Tate:

Please find enclosed an original and 14 copies of a Petition to Intervene filed by Integrated Resources Management Utility, Inc. ("IRM") in the above referenced case. I have enclosed our firm check in the amount of \$25.00 to cover the filing fee. Please date and stamp a copy for our records.

Thank you for your assistance regarding this matter. If you have any questions, or if I may be of further assistance, please do not hesitate to contact me.

Very truly yours,

FARRIS MATHEWS BRANAN BOBANGO HELLEN & DUNLAP, PLC

Charles B. Welch, Jr.

CBW/ale

## BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

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PETITION OF TENNESSEE WASTEWATER SYSTEMS, INC. TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY	) ) )	Docket No. 03-00329
and	)	Docket No. 04-00045 (consolidated)
PETITION OF ON-SITE SYSTEMS, INC. TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY	) ) )	

## **PETITION TO INTERVENE**

IRM Utility, Inc. ("IRM"), by and through its counsel, petitions the Tennessee Regulatory Authority ("TRA"), pursuant to Tennessee Code Annotated Sections 65-2-107 and 4-5-310 and Tennessee Rules and Regulations Chapters 1220-1-1 and 1220-1-2, to allow IRM to intervene and be heard in opposition to Tennessee Wastewater Systems, Inc's, ("Applicant") Petition to Amend its Certificate of Convenience and Necessity. In support of its Petition, IRM states as follows:

- 1. IRM is a public utility operating in Sevier County, Tennessee wastewater treatment services to its customers.
- 2. As IRM receives requests to do so, IRM intends to continue to provide service in Sevier County, and to develop new business and expand its service area in the area sought to be served by the Applicant.
- 3. As a wastewater treatment service provider, IRM's legal rights, duties, privileges, immunities, or other legal interests or responsibilities may be affected or determined by the outcome of this proceeding, and Petitioner's interest will not be adequately represented unless allowed to intervene.
- 4. The Petitioner's participation will not impair the interest of justice or the orderly prompt conduct of the TRA's proceeding.
- 5. This Petition to Intervene is being filed at least seven (7) days before the scheduled hearing of this cause.

WHEREFORE, PREMISES CONSIDERED, IRM prays that it be granted leave to intervene and participate in this proceeding with all attendant rights and responsibilities, and to receive copies of any notices, orders or any other documents filed

herein, and have such other, further and general relief as the justice of its cause entitles it to receive.

DATED this the 1st day of July, 2004.

Respectfully submitted,

FARRIS MATHEWS BRANAN

BOBANGO HELLEN & DUNLAP, PLC

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State of Tennessee

MEMO

CBW # 7797

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PAY TO THE ORDER OF\_\_ **BOBANGO, HELLEN & DUNLAP PLC** FARRIS, MATTHEWS, BRANAN State of Tennessee 618 CHURCH STREET SUITE 300 NASHVILLE, TN 37219 (615) 726-1200

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